

Apr-12-2002 12:55pm

From- PATENT PFIZER ANN ARBOR MI

7346222928

T-117 P.006/013

867

5822-P1-01-CA

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT : Booth et al.

SERIAL NO. : 10/021,633

FILED : December 12, 2001

FOR : AMIDE INHIBITORS OF MICROSOMAL TRIGLYCERIDE TRANSFER
PROTEIN

EXAMINER : Not yet assigned

ART UNIT : 1625

PAPER NO : 1

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#4 B2Y.
6-25-02

Response to Notification of Missing Requirements Under 37 CFR 1.53(b)

Commissioner for Patents
Box PCT
Washington, D.C. 20231

Dear Sir:

This paper is in response to the Notification of Missing Requirements under 35 U.S.C. § 371 in the United States Designated/Elected Office, dated January 2, 2002. In the Notification of Missing Requirements, the Office has indicated that the Applicant has not submitted the Oath and Declaration of the inventors, in compliance with 37 CFR 1.497 and has required that the Applicant furnish same in order to complete the requirements for acceptance under 35 U.S.C. 371.

The Applicants have enclosed the required Oath and Declaration. As such, the Applicants respectfully submit that the requirements have been met and request acceptance of the above-identified application under 25 U.S.C. 371.

It is understood by the Applicants that under 37 CFR 1.16(I) this paper requires a fee of \$130.00. Authorization is given to charge this fee and any other necessary filing fees or credit any overpayment to Deposit Account 23-0455.

Response to Missing parts 35 USC 371

Apr-12-2002 12:56pm

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T-117 P 007/013 F-867

10/021,633

-2-

5822-P1-01-CA

The Applicants submit that this application is now in condition for allowance, which allowance is respectfully solicited.

Dated:

1/27/02

Respectfully submitted,

James Proscia

James Proscia

Registration No. 47,010

Warner-Lambert Company

2800 Plymouth Road

Ann Arbor, MI 48105

Telephone: (734) 622-4047

Facsimile: (734) 622-1553

Response to Missing parts 35 USC 371

Received from <7346222928> at 4/12/02 1:57:05 PM [Eastern Daylight Time]

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T-117 P.004/013

F-867

THE UNITED STATES PATENT AND TRADEMARK OFFICE IS IN RECEIPT OF:

1. TRANSMITTAL LETTER (1 PG)
 2. COPY OF NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) (1 PG)
 3. RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (2 PGS)
 4. DECLARATION AND POWER OF ATTORNEY (4 PAGES)
 5. FEE TRANSMITTAL (1 PAGE)
 6. AUTHORIZATION IS GIVEN TO CHARGE THE NECESSARY FILING FEES AND ANY ADDITIONAL FEES OR CREDIT ANY OVERPAYMENT TO THE DEPOSIT ACCOUNT 23-0455.
 7. RETURN POSTCARD
- INVENTOR(S) BOOTH ET AL.
INVENTION ENTITLED "AMIDE INHIBITORS OF MICROSOMAL TRIGLYCERIDE TRANSFER PROTEIN"

USPN 10/021,633
JANUARY 24, 2002
JP:BNG

FILED: December 12, 2001

5822-PI-01-CA



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FTO/SB/21 (8-88)

Approved for use through 09/30/2000, OMB 0151-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 7

Application Number

10/021,633

Filing Date

December 12, 2001

First Named Inventor

Booth et al.

Group Art Unit

1625

Examiner Name

Not yet assigned.

Attorney Docket Number

5822-P1-01-CA

ENCLOSURES (check all that apply)☒ Fee Transmittal Form☐ Fee Attached☐ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☒ Response to Missing Parts/
Incomplete Application☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence
Address☐ Terminal Disclaimer☐ Small Entity Statement☐ Request for Refund☐ After Allowance Communication
to Group☐ Appeal Communication to Board
of Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Additional Enclosure(s)
(please identify below)Copy of Notification of Missing
Requirements
Oath and Declaration
Return Postcard

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
or
Individual name

James Proscia, Reg. No. 47,010

Signature

James Proscia

Date

1/24/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 1/24/02

Typed or printed name Beth N. Gaines

Signature

Beth N. Gaines

Date

1/24/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Apr-12-2002 12:56pm

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PATENT PFIZER ANN ARBOR MI

7346222928

T-117 P.008/013

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**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 130.00**Complete if Known**

Application Number	10/021,633
Filing Date	12/12/2001
First Named Inventor	Booth et al.
Examiner Name	1625
Group Art Unit	Not Yet Assigned
Attorney Docket No.	5822-P1-01-CA

METHOD OF PAYMENT

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	23-0455
Deposit Account Name	Warner-Lambert Company

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☐
- Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	
106 320	206 160	Design filing fee	
107 480	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	
SUBTOTAL (1) (\$)			0.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
3	-20** = 0	X 10.00	0.00
1	-3** = 0	X 80.00	0.00
			0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	
103 18	203 9	Claims in excess of 20	
102 80	202 40	Independent claims in excess of 3	
104 270	204 135	Multiple dependent claim, if not paid	
109 80	209 40	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			0.00

**or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,380	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	
Other fee (specify)			
SUBTOTAL (3) (\$)			130.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type)	James Proscia	Registration No. (Attorney/Agent)	47,010	Telephone	734-622-4017
Signature	<i>James Proscia</i>	Date	01/24/2001		

WARNING : Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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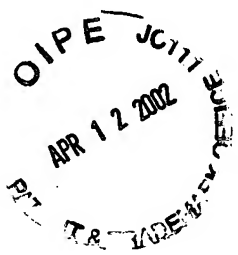


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20590
WWW.USPTO.GOV

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/021,633	12/12/2001	Richard John Booth	5822-P1-01-JP

James Proscia
Warner-Lambert Company
2800 Plymouth Road
Ann Arbor, MI 48105



CONFIRMATION NO. 9641

FORMALITIES LETTER



"OC000000007251131"

Date Mailed: 01/02/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice **MUST** be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

pd 4-26-02

130.00 MRD 3-28-02